

09/147036

69 Rec 10/PTO

23 OCT 1998

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Jochen MAURER et al

ATTN: Refund Section
Accounting Division
Office of Finance

Serial Number: 09/147,036

Filed: September 15, 1998

For: EXPORT SYSTEMS FOR RECOMBINANT PROTEINS

REQUEST FOR REFUND

Assistant Commissioner
Washington, D.C. 20006

October 23, 1998

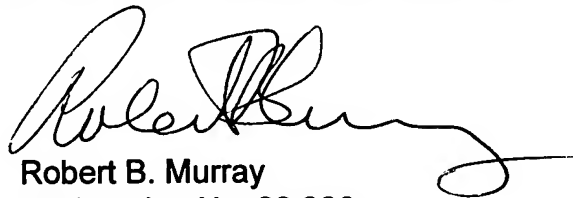
Sir:

The undersigned respectfully request a refund of 50% of the fee paid in the subject application on September 15, 1998.

The fee of Nine Hundred Thirty Dollars (\$930) paid on September 15, 1998, is that for a large entity. The application, however, is entitled to the reduced fees provided for small entities under 37 CFR 1.16. A verified statement establishing status as a small entity for the purpose of payment of reduced fees in the subject application is submitted herewith.

It is respectfully requested that the 50% excess of the fee paid (\$465) September 15, 1998, be credited to Deposit Account 14-1060.

Respectfully submitted,
NIKAIDO, MARMELSTEIN, MURRAY & ORAM LLP



Robert B. Murray
Registration No. 22,980

Atty. Docket No. P564-8019
Metropolitan Square
Suite 330 - G Street Lobby
655 15th Street, N.W.
Washington, D.C. 20005-5701
Telephone: (202) 638-5000
RBM:cb

23 Rec'd PCT/PTO 23 OCT 1998

FORM PTO-1390
(REV 5-93)

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NO.
P564-8019

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

DATE: October 23, 1998

U.S. APPLN. NO.
(IF KNOWN, SEE 37 CFR 1.5)
09/147,036

INTERNATIONAL APPLICATION NO.
PCT/EP96/01130

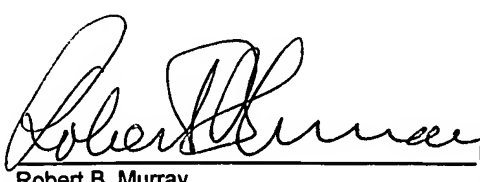
INTERNATIONAL FILING DATE
15 March 1996

PRIORITY DATE CLAIMED

TITLE OF INVENTION: Jochen MAURER, Joachim JOSE, Thomas MEYER

APPLICANT(S) FOR DO/EO/US: EXPORT SYSTEMS FOR RECOMBINANT PROTEINS

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
(THE BASIC FILING FEE IS ATTACHED)
 2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
 3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT articles 22 and 39(1).
 4. ☐ A proper demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
 5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
 6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
 7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
 8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
 9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)) signed by Jochen MAURER and Joachim JOSE.
 10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11. to 16. below concern other document(s) or information included:
11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
 12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
 13. ☐ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
 14. ☐ A substitute specification.
 15. ☐ A change of power of attorney and/or address letter.
 16. ☒ Other items or information: Request for Refund/Small Entity Declaration
CHECK NO.

U.S. APPLN. NO. (IF KNOWN, SEE 37 C.F.R. 1.50) 09/147,036	INTERNATIONAL APPLICATION NO. PCT/EP96/00130	ATTORNEY DOCKET NO. P564-8019 DATE: October 23, 1998																																																																																						
17. <input type="checkbox"/> The following fees are submitted: Basic National Fee (37 CFR 1.492(a)(1)-(5)): Search Report has been prepared by the EPO or JPO.....\$930.00 International preliminary examination fee paid to USPTO (37 CFR 1.482)....\$720.00 No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)).....\$790.00 Neither international preliminary examination fee (37 CFR 1.482) or international search fee (37 CFR 1.445(a)(2)) paid to USPTO.....\$1,070.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)\$ 98.00		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">CALCULATIONS</td> <td style="width: 40%;">PTO USE ONLY</td> </tr> <tr> <td colspan="2" style="height: 100px;"></td> </tr> </table>	CALCULATIONS	PTO USE ONLY																																																																																				
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a. <input type="checkbox"/> A check in the amount of \$ <u> </u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. <u>14-1060</u> in the amount of \$ <u> </u> to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>14-1060</u> .																																																																																								
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SEND ALL CORRESPONDENCE TO: NIKAIDO, MARMELSTEIN, MURRAY AND ORAM Metropolitan Square 655 15th Street, N.W. Suite 330 - G Street Lobby Washington, D.C. 20005-5701 Telephone No. (202) 638-5000																																																																																								
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